

BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 2004-114-T – ORDER NO. 2004-225

APRIL 27, 2004

IN RE: Application of Joann Foster, Troy Waldrop ) ORDER GRANTING ✓  
and James Franklin Everidge, Jr., 547A ) CLASS C CERTIFICATE  
Sunnyside Ave., Murrells Inlet, SC 29576 )  
(District 1) for a Class C Certificate of Public )  
Convenience and Necessity. )

This matter comes before the Public Service Commission of South Carolina (the Commission) by way of the Application of Joann Foster, Troy Waldrop and James Franklin Everidge, Jr. (the Applicants) for a Class C Certificate of Public Convenience and Necessity, to render motor passenger service as follows:

BETWEEN POINTS AND PLACES IN HORRY COUNTY, SOUTH  
CAROLINA,

RESTRICTED TO: SEVEN (7) PASSENGERS.

Upon consideration of the Application, the representations contained therein and the documentary evidence attached thereto, the Commission finds that the Applicants are fit, willing and able to perform the service to the public under the authority sought. The Commission also finds that the granting of the Certificate is required by public convenience and necessity. The Commission's review of the Application, and the nature of the taxi cab business,<sup>1</sup> leads this Commission to find that the instant Application should be approved.

---

<sup>1</sup> See, e.g., Order No. 79-26, issued in Docket No. 78-491, IN RE: Application of Right's Transportation Service, Inc., on February 27, 1979.

IT IS THEREFORE ORDERED:

1. That the Application of Joann Foster, Troy Waldrop and James Franklin Everidge, Jr. for a Class C Certificate of Public Convenience and Necessity is hereby approved.

2. That the Applicants file, or caused to be filed, the proper license fees, proof of liability insurance (i.e. "Form E"), and other information required by S.C. Code Ann. Section 58-23-10 et seq. (1976), as amended, and by R.103-100 through R.103-241 of the Commission's Rules and Regulations for Motor Carriers, S.C. Code Ann. Vol. 26 (1976), as amended, and R.38-400 through R.38-503 of the Department of Public Safety's Rules and Regulations for Motor Carriers, S.C. Code Ann. Vol. 23A (1976), as amended, within sixty (60) days of the date of this Order, or within such additional time as may be authorized by the Commission.

3. That the failure of the Applicants to either (1) complete the certification process by complying with the requirements of filing with the Commission proof of appropriate insurance and the payment of license fees and such other information required by law within sixty (60) days of the date of this Order or (2) request and obtain from the Commission additional time to comply with the requirements stated above, shall result in the authorization approved in this Order being revoked.

4. That upon compliance with the filing of information as required by S.C. Code Ann. Section 58-23-10, et seq. (1976), as amended, and the applicable Regulations for Motor Carriers, S.C. Code Ann., Vol. 26 (1976), as amended, a Certificate shall be issued to the Applicants authorizing the motor carrier services granted herein.

APRIL 27, 2004

PAGE 3

---

5. That prior to compliance with the requirements regarding the filing of certain information with the Commission and receipt of a Certificate, the motor carrier services authorized by this Order may not be provided.

6. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

ATTEST:

  
\_\_\_\_\_  
Bruce F. Duke, Executive Director

  
\_\_\_\_\_  
Mignon L. Clyburn, Chairman

(SEAL)